

FEB 10 2014

JULIA C. DUDLEY, CLERK
BY: *[Signature]*

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

TOBY A. RATCLIFFE,

Plaintiff,

v.

CAROLYN W. COLVIN, Acting
Commissioner of Social Security,

Defendant.

Civil Action No. 7:12-CV-00567

FINAL ORDER

By: Samuel G. Wilson
United States District Judge

This case was referred pursuant to 28 U.S.C. § 636(b)(1)(B) to the Honorable Robert S. Ballou, United States Magistrate Judge. The Magistrate Judge has filed a report recommending that an order be entered granting the Commissioner's motion for summary judgment and denying the plaintiff's motion for summary judgment. Objections to the report and recommendation have not been filed and the court, upon review of pertinent portions of the record, is of the opinion that the report should be adopted.

Accordingly, it is **ORDERED** and **ADJUDGED** that the Report and Recommendation (Docket No. 18) is **ADOPTED**, the Commissioner's final decision is **AFFIRMED**, the plaintiff's motion for summary judgment (Docket No. 12) is **DENIED**, the Commissioner's motion for summary judgment (Docket No. 14) is **GRANTED**, and this case is **STRICKEN** from the docket of the court.

ENTER: February 10, 2014.

[Signature]
UNITED STATES DISTRICT JUDGE